FC:2551

02 FC:1557

#### BLANK ROME ET AL → 915712738300#8838

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# RECEIVED **CENTRAL FAX CENTER**

NO. 050 RÉCEN OCT 0 3 2008

SEP 2 5 2008

2008 SEP 30 PM 4: 35

2008 SEP 3U PR 4: 35

Approved for use through 04/30/2009. OMB 0851-0016

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1895, no persons are required to respond to a pollection of information unless it displays a valid OMB control number. PETITION TO ACCEPT UNAVOIDABLY DELAYED PAYMENT OF **Docket Number (Optional)** MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378(b)) 105773.0132 Mail to: Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Fax: (571) 273-8300 If information or assistance is needed in completing this form, please contact Petitions Information at NOTE: (571) 272-3282. 09/273,567 Application Number RE36,770 Patent No. March 22, 1999 July 11, 2000 Filing Date Issue Date Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent CAUTION: number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent, 37 CFR 1.366(c) and (d). Also complete the following information, if applicable The above-identified patent: March 25, 1997 5,614,737 original issue date \_ X is a reissue of original Patent No. \_\_ 08/504,335 original application number original filing date July 19, 1995 resulted from the entry into the U.S. under 35 U.S.C. 371 of international filed on application 00000081 232185 RE36770 10/02/2008 DALLEN 65.00 DA 700.00 DA I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date spown below. (John B. Forrest)

Signature:

Dated: September 25, 2008

# BLANK ROME ET AL > 915712738300#8838

NO.050 D004

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SEP 2 5 2008

## OFFICE OF PETITIONS

PTO/SB/65 (08-08)

Approved for use through 04/30/2009, OMB 0651-0016 U, S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number 1. SMALL ENTITY x | Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27. 2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g). 3. MAINTENANCE FEE (37 CFR 1.20(e)-(g)) The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier. **Small Entity NOT Small Entity** (Code) (Code) Amount Fee Amount \$ 465.00 3 ½ yr fee (1551)(2551) \_\_\_\_\_ 3 ½ yr fee \$ 1,180.00 7 ½ yr fee (2552) (1552)71/2 yr fee (1553)11 1/2 yr fee 11 ½ yr fee MAINTENANCE FEE BEING SUBMITTED \$ \_\_\_\_1,645.00 4. SURCHARGE The surcharge required by 37 CFR 1.20(i)(1) of \$ 700.00 (Fee Code 1557) must be paid as a condition of accepting unavoidably delayed payment of the maintenance fee. SURCHARGE FEE BEING SUBMITTED \$ \_\_\_\_ 700.00 5. MANNER OF PAYMENT Enclosed is a check for the sum of \$ Please charge Deposit Account No. 23-2185 the sum of \$ 2,345.00 . Payment by credit card. Form PTO-2038 is attached. 6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY The Director is hereby authorized to charge any maintenance fee, surcharge or petition fee deficiency to Deposit Account No. 23-2185

P005

PTO/SB/65 (08-08) Approved for use through 04/30/2009. OMB 0651-0016
U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

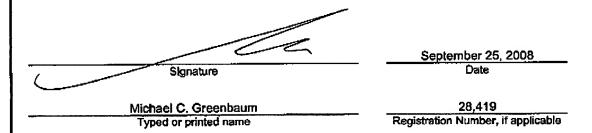
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 7. OVERPAYMENT As to any overpayment made please Credit to Deposit Account No. 23-2185 OR Send refund check. WARNING: Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal Information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available. 8, SHOWING The enclosed statement will show that the delay in timely payment of the maintenance fee was unavoidable since reasonable care was taken to ensure that the maintenance fee would be paid timely and that this petition is being filed promptly after the patentee was notified of, or otherwise became aware of, the expiration of the patent. The statement must enumerate the steps taken to ensure timely payment of the maintenance fee, the date and the manner in which the patentee became aware of the expiration of the patent, and the steps taken to file the petition promptly. 9. PETITIONER(S) REQUESTS THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED. September 25, 2008 Signature(s) of Petitioner(s) 28.419 Michael C. Greenbaum Registration Number, if applicable Typed or printed name(s) (202) 772-5800 Telephone Number BLANK ROME LLP 600 New Hampshire Ave., NW Washington, DC 20037 Address ENCLOSURES: Maintenance Fee payment Statement of Andrew Yost why maintenance fee was not paid timely Surcharge under 37 CFR 1.20(i)(1) (fee for filing the maintenance fee petition) Other:

PTQ/SB/65 (08-08)

Approved for use through 04/30/2009, OMB 0651-0018
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U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE.
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37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."



#### STATEMENT

(In the space below, please provide the showing of unavoidable delay recited in paragraph 8 above.)

The attached Statement of Andrew Yost provides the showing of unavoidable delay in payment of maintenance fees as required under 37 C.F.R. § 1.378(b)(3).

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**SEP 2 5** 2008

OFFICE OF PETITIONS

Docket No.: 105773.0132

(PATENT)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:

Dante E. PICCONE

Original Patent No.: 5,614,737

Patent No.: RE36770

Original Issue Date: March 25, 1997

Reissued: July 11, 2000

Application No.: 09/273,567

For: MOS-CONTROLLED HIGH-POWER

Filed: March 22, 1999

THYRISTOR

# STATEMENT IN SUPPORT OF PETITION TO ACCEPT UNAVOIDABLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 C.F.R. § 1.378(B))

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This statement is submitted in support of a Petition to Accept Unavoidably Delayed Payment of Maintenance Fee in an Expired Patent (37 C.F.R. § 1.378(b)). The undersigned hereby states that:

- 1. it is the normal practice upon issuance of a patent for the firm of the undersigned to docket due dates for 3.5 year, 7.5 year, and 11.5 year maintenance fees into a computer docketing system, IPMaster, based upon the issue date of the patent and to use IPMaster to generate docket reports identifying maintenance fee due dates;
- 2. as a result of a clerical error, upon issuance of the subject patent, maintenance fee due dates were incorrectly docketed for September 25, 2004, September 25, 2008, and September 25, 2012, the 3.5 year maintenance fee due September 25, 2000, was not docketed, and the 3.5 year maintenance fee was not paid;

15:53

2

Patent No. RE36770 Statement in Support of Petition to Accept Unavoidably Delayed Payment of Maintenance Fee Docket No.: 105773.0132

- 3, the error in docketing maintenance fee due dates was noted and corrected subsequent to the 3.5 year maintenance fee due date, however, due to another clerical error when correcting the docketing record nonpayment of the 3.5 year maintenance fee was not noted (attached hereto is a copy of the docket record of the subject patent);
- 4. the errors in docketing and failing to note nonpayment of the 3.5 year maintenance fee were clerical in nature and were the sole cause of the delay in payment of the 3.5 year maintenance fee;
- 5, it is the normal practice of the firm of the undersigned to record and identify all incoming mail from the Office relating to a patent or patent application in the docket record of the patent or patent application;
- 6. a notice relating to nonpayment of the maintenance fee, i.e., a Maintenance Fee Reminder or a Notice of Patent Expiration, or any other communication indicating that the subject patent had expired was not received at the fee address (see the attached copy of the docket record of the subject patent), a notice of expiration of the subject patent was not printed in the Official Gazette, and the patent status as identified in the Patent Application Information Retrieval (PAIR) system continues to identify the subject patent as a "Patented Case" and does not identify the status as "Expired" (a printout of the "Bibliographic Data" from the PAIR system is attached);
- 7. the undersigned first became aware of nonpayment of the 3.5 year maintenance fee on September 19, 2008, upon review of the application record in advance of the September 25, 2008, due date for payment of the 11.5 year maintenance fee;
- 8. the delay in payment of the 3.5 year maintenance fee is believed to be unavoidable in view of the reasonable care taken to docket and monitor the maintenance fee due date and to monitor communications relating to maintenance fee payment;
- 9. believing the patent to be in force, authorization to charge the 7.5 year maintenance fee to Deposit Account No. 23-2185 was provided to the Office on August 27, 2004, and receipt of

Patent No. RE36770 Statement in Support of Petition to Accept Unavoidably Delayed Payment of Maintenance Fee Docket No.: 105773.0132

said authorization acknowledged (attached hereto is a copy of the maintenance fee transmittal and return receipt with an OIPE date stamp of August 27, 2004);

3

- 10. any notice relating to the 7.5 year maintenance fee, i.e., notice of payment, nonpayment, or non-acceptance, was not received at the fee address, and the subject patent was still believed to be in force (please refer to the attached docket record);
- 11. the undersigned first became aware that the Office did not process payment of the 7.5 year maintenance fee on September 22, 2008, upon review of the August 2004 Statement of Deposit Account No. 23-2185 (a copy of which is attached hereto; additional maintenance fees included in the transmittal submitted August 27, 2004, were charged to Deposit Account No. 23-2185 on August 30, 2004); and
- 12. the delay in payment of the 7.5 year maintenance fee is believed to be unavoidable since authorization to charge the maintenance fee payment was provided to the Office and any notice of non-acceptance of payment or notice of nonpayment was not received at the fee address of record.

By

Dated: September 25, 2008

Respectfully,

Andrew H. Yost

IP Administrator BLANK ROME LLP 09/25/2008

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BLANK ROME ET AL → 915712738300#8838

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Page 1 of 2

Patent Case Print 105773.0132 SMALL ENTITY

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ROME

Patent: 105773.0132

Silicon Power Corporation OFFICE OF PETITIONS

CONFIDENTIAL

# MOS-CONTROLLED HIGH-POWER THYRISTOR

#### SMALL ENTITY Patent

Country: Status:

USA Granted Agent:

Siliçon Power

Application: 3/22/1999 09/273567

Sub Status:

Issued

Client\Division: Client Reference: Corporation

Publication:

Case Type: Relation

REISSUE PATENT ORIGINAL OR PATENT

Operating Group:

Patent: Parent: 7/11/2000 RE36770 7/19/1995 USA 08/504335

Type:

CASE Filing Type: NATIONAL CASE

Current Owner:

Silicon Power

1st Filed: 7/19/1995

PER CLT INSTR DTD 8/18/04 PLS PAY

Previous Owner: ConfirmationNumber: Corporation

Tax Base:

9/25/1997

Filina #:

Peter S. Weissman Attomey: Associate:

Peter S. Weissman

Action Due

Convention Type: Created 3/22/1999 by LBC **Next Tax:** Exolres:

7/19/2015

Washington, D.C. File Location: Office

Updated 9/10/2008 by dbo

Deadline

#### Inventors

Assignment Date Inventor Reel Frame Inventor Name

PICCONE Dante E.

#### Actions

Action	Date	Date	Date	Notes
No Foreign Filing				NO FF PER MCG PER NANCY E-MAIL DTD 12/23/1999
11½ Year U.S. Maintenance Fee	9/25/2012			
Expiration Date	7/19/2015			
Parent Filing Date			7/19/1995	
Filed			3/22/1999	
Filing Receipt Received?			4/19/1999	
Foreign Filling License Granted	1		4/19/1999	
Amendment	•		10/8/1999	RESP TO OA W/ LTRS PATENT FILED 10/08/1999-
Amendment			, _,	
				2 MO OA DTD 8/26/1999 LST DAY 2/26/2000****
Issue Fee			3/3/2000	
Issue Notification			6/28/2000	Awaiting??
3½ Year U.S. Maintenance			9/25/2000	

Completed

#### Description

Fee

71/2 Year U.S. Maintenance

REISSUE PATENT APLN ENCL W/TRANS, SPECF, CLAIMS, DRGS, STMT UNDER 37 CFR 3.73(b) & OFFER TO SURRENDER PATENT STMT FILED 3/22/1999---- OFR DTD 4/19/1999 REC'D 4/28/1999--- PTO 2 MOS OA DTD 8/26/1999 REC'D 8/27/1999 AMDT DUE 10/26/1999 LST DAY 2/26/2000\*\*\*\* RESP TO OA W/ LTRS PATENT FILED 10/08/1999---- PTO NOA DTD 12/15/1999 REC'D 12/16/1999 ISSUE FEE DUE 3/15/2000\*\*\*\*\* NO FF PER MCG PER NANCY E-MAIL DTD 12/23/1999----- ISSUE FEE PAID 3/3/00----- PTO ISSUE NOTF REC'D 6/28/00----- LTRS PATENT REC'D 7/12/00----- SOFT COPIES REC'D 7/21/00----DTD 6/18/04 REC'D 8/20/04 W/INSTR TO PLS PAY 8TH YR TAX DUE 9/25/04 \*\*\*\*\* MAINT FEE TRANSMITTAL (IN DUPL.)., FEE 

8/27/2004

NO.050 F011 Page 2 of 2

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NO.050 P012 Page 1 of 1

09/25/2008

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BLANK ROME ET AL > 915712738300#8838

09-25-08/833,269 FLAT PANEL DISPLAY ATTRIBUTE GENERATOR 2008::08:50:26 **Bibliographic Data** Customer Application Number: 08/833,269 Number: Filing or 371 (c) Patented Case Status: 08-31-1994 Date: Status Date: 04-14-2000 Application Type: Re-Issue FILE REPOSITORY (FRANCONIA) Examiner Name: BAYERL, RAYMOND J Location: 05-20-2002 Location Date: Group Art Unit: 2773 **Earliest** Confirmation 2312 **Publication No:** Number: **Earliest Attorney Docket** TI-13268AR **Publication Date:** Number: 345/087 Patent Number: RE36,670 Class / Subclass: LAVAUGHN F. WATTS, Issue Date of First Named 04-25-2000 Patent: Inventor: TEMPLE, TX (US) Title of Invention:

FLAT PANEL DISPLAY ATTRIBUTE GENERATOR

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600 New Hampshire Ave., N.W., Washingto: > → C 20037 Phone: 202.772.5800 • Fax: 202.572.8398

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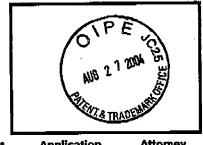
# OFFICE OF PETITIONS

August 27, 2004

# THE OFFICIAL DATE STAMP HEREON BY THE U.S. PATENT AND TRADEMARK OFFICE WILL ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

- Fee Address Form
- Maintenance Fee Transmittal (duplicate)

Patent Number	Grant Date	Application Number	Attorney Reference	
5608167	3/4/1997	08/390980~	000364.0046	
6204396	3/20/2001	09/472596	110644.01019	
6248502	6/19/2001	09/631975	000529.0007	
6249700	6/19/2001	09/449444	001309.0052	
RE36770	7/11/2000	09/273567	105773.0132,	





600 New Hampshire Ave., N.W., Washington, DC 20037 Phone: 202.772.5800 • Fax: 202.572.8398



August 27, 2004

**Assistant Commissioner for Patents Box M Fee** Washington, D.C. 20231



Enclosed herewith is the payment of the maintenance fee(s) for the listed patent(s).

- ☐A check in the amount of \_ for the full payment of the maintenance fee(s) and any necessary surcharge on the following patents is enclosed.
- The Commissioner is hereby authorized to charge \$4,955.00 to cover the payment of the fee(s) indicated below to Deposit Account No. 23-2185.
- The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 23-2185.

Patent Number	Grant Date	Application Number	Attorney Reference	For	Fee Status	Maintenance Fee	Surcharge
5608167	3/4/1997	08/390980	000364.0046	Year 8 Tax	LARGE ENTITY	\$2,090.00	\$0.00
6204396	3/20/2001	09/472596	110644.0101	Year 4 Tax	SMALL ENTITY	\$455.00	\$0.00
6248502	6/19/2001	09/631975	000529.0007	Year 4 Tax	SMALL ENTITY	\$455.00	\$0.00
6249700	6/19/2001	09/449444	001309.0052	Year 4 Tax	LARGE ENTITY	\$910.00	\$0.00
RE36770	7/11/2000	09/273567	105773.0132	Year 8 Tax	SMALL ENTITY	\$1,045.00	\$0.00
***	*	<del></del>	I	S	ubtotals:	\$4,955.00	

**Total Payment** 

\$4,955.00

Customer Number: 002779

BLANK ROME, LLP

Watergate

600 New Hampshire Avenue, N.W.

Washington, D.C. 20037

Telephone: (202) 772-5800 Facsimile: (202) 572-1400

Respectfully submitted

Michael C. Greenbaum Attomey for applicant Registration number: 28,419



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**OFFICE OF PETITIONS** 



#### **Deposit Account Statement**

Requested Statement Month:

Deposit Account Number:

Name:

Attention:

Street Address 1:

Street Address 2:

City:

State:

Zip:

Country:

August 2004

232185

**BLANK ROME LLP** 

**ACCOUNTS PAYABLE** 

600 NEW HAMPSHIRE AVENUE, NW

WASHINGTON

DC

20037

**UNITED STATES** 

DATE S	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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# Deposit Account Statement

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08/13 319	76033599	115035.00103	7004	\$150.00	\$10,364.37
08/13 5	PCT/US04/18438		9204	<b>-\$</b> 700.00	\$11,064.37
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08/17 12	REPLENISHMENT		9204	-\$500.00	\$11,834.37
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08/23 1299	78471759	120004	7001	\$335.00	\$12,749.37
08/23 1300	78471761	120004	7001	\$335.00	\$12,414.37
08/23 1337	78471763	120004	7001	\$335.00	\$12,079.37
08/23 1346	78471787	120004	7001	\$335.00	\$11,744.37
08/24 446	78472053	120004	7001	\$335.00	\$11,409.37
08/24 455	78472059	12004	7001	\$335.00	\$11,074.37
08/25 37	78472521	000011.00065	7001	\$1,005.00	\$10,069.37
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08/25 882	2271953	110775.00104	7208	\$200.00	\$9,769.37
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**D**017

## Deposit Account Statement

08/26 8	PAYMENT		9203	-\$1,005.00	\$13,004.37
08/26 263	0134570826	111418-00450	8013	\$26.00	\$12,979.37
08/26 264	0134570826	111418-00450	8023	\$40.00	\$12,939.37
08/26 29	10807308	114122-00153	1051	-\$130.00	\$13,069.37
08/26 46	10830442	112139-00119	8021	\$40.00	\$13,029.37
08/26 375	10266699	000560-00113	1501	\$1,330.00	\$11,699.37
08/26 376	10266699	000560-00113	1504	\$300.00	\$11,399.37
08/27 37	60551012	116710-00102	1460	\$130.00	\$11,269.37
08/27 11	PAYMENT		9203	-\$335.00	\$11,604.37
08/27 12	PAYMENT		9203	-\$335.00	\$11,939.37
08/27 13	PAYMENT		9203	-\$335.00	\$12,274.37
08/27 14	PAYMENT		9203	-\$335.00	\$12,609.37
08/27 15	PAYMENT		9203	-\$335.00	\$12,944.37
08/27 24	PAYMENT		9203	-\$300.00	\$13,244.37
08/27 47	PAYMENT		9203	-\$335.00	\$13,579.37
08/30 217	78053980	116315.00102	7003	\$100.00	\$13,479.37
08/30 316	1849751	810546.00169	7205	\$100.00	\$13,379.37
08/30 318	1849751	810546.00169	7206	\$100.00	\$13,279.37
08/30 319	1849751	810546.00169	7203	\$100.00	\$13,179.37
08/30 317	1849751	810546.00169	7201	\$400.00	\$12,779.37
08/30 11	PCT/US04/23115		9204	-\$700.00	\$13,479.37
08/30 150	5608167		1552	\$2,090.00	\$11,389.37
08/30 151	6204396		2551	\$455.00	\$10,934.37
08/30 152	6248502		2551	\$455.00	\$10,479.37
08/30 153	6249700		1551	\$910.00	\$9,569.37
08/30 1	PAYMENT		9203	-\$1,630.00	\$11,199.37
08/30 3	PAYMENT		9203	-\$700.00	\$11,899.37
08/30 4	PAYMENT		9203	-\$300.00	\$12,199.37
08/31 25	PAYMENT		9203	-\$4,955.00	\$17,154.37
08/31 180	0112680663	000687.00268	8014	\$25.00	\$17,129.37
00/01/100				•	
	START	SUM OF	SUM OF	END	
	BALANCE	CHARGES	REPLENISH	BALANCE	
	\$11,824.37	\$17,415.00	\$22,720.00	\$17,129.37	•
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